
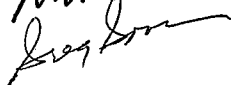


**State of California
Department of Industrial Relations
Division of Labor Statistics and Research**

MEMORANDUM

DATE: October 17, 2008
TO: John C. Duncan, DIR Director 
FROM: Gregory Govan, DLSR Chief 
SUBJECT: Overtime Exemption for Licensed Physicians and Surgeons

Labor Code Section 515.6 provides that certain licensed physicians and surgeons are exempt from the overtime requirements stipulated in Labor Code Section 510 if certain criteria are met. One of the criteria is that the employee's hourly rate of pay is not less than fifty-five dollars (\$55.00), effective January 1, 2002. The Division of Labor Statistics and Research is responsible for adjusting this pay rate on October 1st of each year to be effective on January 1st of the following year by an amount equal to the percentage increase in the California Consumer Price Index for Urban Wage Earners and Clerical Workers. Last year, the Division of Labor Statistics and Research adjusted the rate to \$65.59, effective January 1, 2008. Data used to adjust this figure is summarized in the table below:

---Urban Wage Earners and Clerical Workers (all items 1982-84 = 100)---

<u>Index</u>	<u>August 2007 Index Value</u>	<u>August 2008 Index Value</u>	<u>% Change from Previous Year</u>
CCPI	209.663	220.946	5.4%

In accordance with Labor Code Section 515.6(a), the Division of Labor Statistics and Research has adjusted the licensed physicians and surgeons employee's minimum hourly rate of pay exemption from \$65.59 to \$69.13 effective January 1, 2009, reflecting the 5.4% increase in the California Consumer Price Index for Urban Wage Earners and Clerical Workers.